

Amendment No. 2 to SB0090

Person, Curtis
Signature of Sponsor

AMEND Senate Bill No. 90*

House Bill No. 322

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-15-404, is amended by inserting the following as a new subsection:

() In addition to the penalties imposed by this section, when the convicted person is not the parent or legal guardian of the intended recipient, or when the convicted person is not the of-age legal spouse of the intended recipient, the court shall prevent such offender from driving a vehicle in the state of Tennessee for six (6) months. For a second offense under this code section, when the convicted person is not the parent or legal guardian of the intended recipient, or when the convicted person is not the of-age legal spouse of the intended recipient, the court shall prevent such convicted person from driving a vehicle in the state of Tennessee for one (1) year. For a third offense under this code section, when the convicted person is not the parent or legal guardian of the intended recipient, or when the convicted person is not the of-age legal spouse of the intended recipient, the court shall prevent such convicted person from driving a vehicle in the state of Tennessee for two (2) years.

() In the event the driver's license of such convicted person is already suspended or revoked at the time of the commission of the offense, the court shall enter an order extending the time of suspension or revocation in accordance with the provisions of this section.

() In the event the convicted person is not licensed to drive at the time of the commission of the offense, the court shall prepare and send to the department of safety, driver control division, within five (5) working days of the conviction, an order of denial of driving privileges effective for the time periods specified in this section. The department of safety shall

then impose a driving privilege suspension in accordance with the court's order, effective for the time period imposed therein.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.